

Senate File 2289

S-5056

1 Amend the amendment, S-5044, to Senate File 2289 as
2 follows:

3 1. Page 2, after line 12 by inserting:
4 <Sec. ____ . Section 321.276, subsection 3, Code
5 2014, is amended to read as follows:

6 3. a. ~~Nothing in this~~ Except as provided in this
7 subsection, this section shall not be construed to
8 authorize a peace officer to confiscate a portable
9 electronic communication device from the driver or
10 occupant of a motor vehicle.

11 b. A peace officer shall not view the contents
12 of an electronic communication device for purposes of
13 enforcement of this section without a search warrant
14 obtained in accordance with chapter 808.

15 c. A peace officer may seize an electronic
16 communication device from the driver of a motor vehicle
17 as evidence relating to an investigation of an accident
18 involving the motor vehicle, but shall not view the
19 contents of the device until a search warrant has been
20 obtained in accordance with chapter 808.>

21 2. By renumbering as necessary.

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